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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

INTEL CORPORATION, APPLE INC.,

Plaintiffs,

v.

FORTRESS INVESTMENT GROUP LLC,
FORTRESS CREDIT CO. LLC, UNILOC 2017
LLC, UNILOC USA, INC., UNILOC
LUXEMBOURG S.A.R.L., VLSI
TECHNOLOGY LLC, INVT SPE LLC,
INVENTERGY GLOBAL, INC., DSS
TECHNOLOGY MANAGEMENT, INC., IXI
IP, LLC, and SEVEN NETWORKS, LLC,

Defendants.

Case No. 3:19-cv-07651-EMC

**DECLARATION OF MARK D. SELWYN
IN SUPPORT OF PLAINTIFFS'
UNOPPOSED ADMINISTRATIVE
MOTION FOR LEAVE TO FILE
RESPONSE TO STATEMENT OF
INTEREST OF THE UNITED STATES**

Hon. Edward M. Chen

1 I, Mark D. Selwyn, declare as follows:

2 1. I am an attorney licensed in the State of California and admitted to practice before this
3 Court. I am counsel for Plaintiffs in the above-captioned matter. I have personal knowledge of
4 the facts set forth below and could testify competently to those facts if called to do so.
5

6 2. On April 10, 2020, my colleague, Liv Herriot, emailed Defendants' counsel to ask
7 whether they would oppose Plaintiffs' motion for leave to file a response to the Statement of
8 Interest filed by the United States. I was copied on the email.

9 3. On April 13, 2020, Defendants' counsel, Olivia Weber, responded by email that
10 Defendants would not oppose Plaintiffs' motion provided that (i) Plaintiffs file their motion on
11 April 13, 2020 and (ii) Plaintiffs file their proposed response concurrently with their motion. I
12 was copied on the email.
13

14 4. On April 10, 2020, my colleague, Amanda Major, emailed counsel for the Justice
15 Department (the "Department") to ask whether the Department would oppose Plaintiffs' motion
16 for leave to file a response to the Statement of Interest filed by the United States. I was copied
17 on the email.

18 5. On April 11, 2020, the Department's counsel, Andrew DeLaney, responded by email
19 that the Department would not oppose Plaintiffs' motion. I was copied on the email.
20

21 I declare under penalty of perjury under the laws of the United States that the foregoing is
22 true and correct.

23 Executed on April 13, 2020, in Palo Alto, California.

24
25 By: /s/ Mark D. Selwyn

26 MARK D. SELWYN
27
28